

1 ALAN J. LAZARUS (State Bar No. 129767)
2 KRISTA L. COSNER (State Bar No. 213338)
3 DRINKER BIDDLE & REATH LLP
4 50 Fremont Street, 20th Floor
5 San Francisco, California 94105
6 Telephone: (415) 591-7500
7 Facsimile: (415) 591-7510
8 Alan.Lazarus@dbr.com
9 Krista.Cosner@dbr.com

10 Attorneys for Defendants
11 SMITHKLINE BEECHAM CORPORATION d/b/a
12 GLAXOSMITHKLINE and McKESSON
13 CORPORATION

14 UNITED STATES DISTRICT COURT
15
16 NORTHERN DISTRICT OF CALIFORNIA
17
18 SAN FRANCISCO DIVISION

19 DORIS E. SECORD, RAYMOND
20 SEXTON, LINDA L. SHELTON,
21 MADELINE SHERRILL, LEONARD M.
22 SHULL, WANDA F. SPANGLER,
23 KENNETH W. SPEARS, VENIDA
24 SPENCE, VICTOR BRENT STEPHENS,
25 LORETTA STURGILL, BOBBY
26 TACKER, MARTHA TATE, PEGGY
27 TAYLOR, LILLIAN THACKER, JANET
28 THARPE, REBECCA J. THREEWIT,
HUBERT TOLLETT, COY VADEN,
WILLIS VANCE, KYLE WARREN,

Plaintiffs,

v.

SMITHKLINE BEECHAM
CORPORATION d/b/a
GLAXOSMITHKLINE and McKESSON
CORPORATION,

Defendants.

Case No. C-08-02665 PJH

**STIPULATION AND [PROPOSED]
ORDER EXTENDING DEFENDANTS'
TIME TO RESPOND TO COMPLAINT**

1 IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned,
 2 that the time within which defendants SMITHKLINE BEECHAM CORPORATION
 3 d/b/a GLAXOSMITHKLINE (“GSK”) and McKESSON CORPORATION (“McKesson”)
 4 (collectively “Defendants”) may move, answer, or otherwise respond to Plaintiffs’
 5 Complaint shall be governed by the Pretrial Orders entered in the multi-district litigation,
 6 *In re Avandia Marketing, Sales Practices and Products Liability Litigation*, MDL 1871
 7 (E.D. Pa.) before the Honorable Cynthia M. Rufe, of the United States District Court for
 8 the Eastern District of Pennsylvania.¹

9 Pursuant to Local Rule 6-1, stipulations which alter the date of any event or any
 10 deadline already fixed by the Court require court approval. Although the parties believe
 11 this stipulation will have no such effect, to the extent that it does, the parties request that
 12 this Court approve the proposed order below, allowing the time frame for Defendants to
 13 move, answer, or otherwise respond to Plaintiffs’ Complaint to be governed by the
 14 Pretrial Orders entered in the multi-district litigation, *In re Avandia Marketing, Sales*
 15 *Practices and Products Liability Litigation*, MDL 1871 (E.D. Pa.).

16 IT IS SO STIPULATED:

17 Dated: June 13, 2008

DRINKER BIDDLE & REATH LLP

18 /s/ Krista L. Cosner

19 KRISTA L. COSNER

20 Attorneys for Defendants
 21 SMITHKLINE BEECHAM
 22 CORPORATION d/b/a
 23 GLAXOSMITHKLINE and
 24 McKESSON CORPORATION
 25
 26 _____

27 ¹ The above-entitled action was tagged for transfer to MDL 1871 and awaits transfer by the Judicial Panel
 28 on Multidistrict Litigation.

1 Dated: June 13, 2008

THE MILLER FIRM, LLC

2
3 /s/ David C. Andersen

4 DAVID C. ANDERSEN (Bar No. 194095)

KRISTINA M. GIGSTAD

5 Attorney for Plaintiffs

6 Pursuant to stipulation, IT IS SO ORDERED:

7
8 Dated: June __, 2008

9
10 United States District Court, Northern
District of California